

ORDER NO. 2161

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Mark Acton, Vice Chairman; and
Robert G. Taub

Competitive Product Prices
Priority Mail
Priority Mail Contract 89

Docket No. MC2014-39

Competitive Product Prices
Priority Mail Contract 89 (MC2014-39)
Negotiated Service Agreement

Docket No. CP2014-72

NOTICE AND ORDER CONCERNING THE ADDITION OF PRIORITY MAIL
CONTRACT 89 TO THE COMPETITIVE PRODUCT LIST AND REQUEST FOR
SUPPLEMENTAL INFORMATION

(Issued August 19, 2014)

I. INTRODUCTION

In accordance with 39 U.S.C. 3642 and 39 CFR 3020.30 *et seq.*, the Postal Service filed a formal request and associated supporting information to add Priority Mail Contract 89 to the competitive product list.¹

¹ Request of the United States Postal Service to Add Priority Mail Contract 89 to Competitive Product List and Notice of Filing (Under Seal) of Unredacted Governors' Decision, Contract, and Supporting Data, August 18, 2014 (Request).

The Postal Service contemporaneously filed a redacted contract related to the proposed new product under 39 U.S.C. 3632(b)(3) and 39 CFR 3015.5.

Id. Attachment B.

To support its Request, the Postal Service filed a copy of the contract, a copy of the Governors' Decision authorizing the product, proposed changes to the Mail Classification Schedule, a Statement of Supporting Justification, a certification of compliance with 39 U.S.C. 3633(a), and an application for non-public treatment of certain materials. It also filed supporting financial workpapers.

II. NOTICE OF COMMISSION ACTION

The Commission establishes Docket Nos. MC2014-39 and CP2014-72 to consider the Request pertaining to the proposed Priority Mail Contract 89 product and the related contract, respectively.

The Commission invites comments on whether the Postal Service's filings in the captioned dockets are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642, 39 CFR part 3015, and 39 CFR part 3020, subpart B. Comments are due no later than August 27, 2014. The public portions of these filings can be accessed via the Commission's website (<http://www.prc.gov>).

The Commission appoints Curtis Kidd to serve as Public Representative in these dockets.

III. REQUEST FOR SUPPLEMENTAL INFORMATION

The public portion of the contract submitted with the Request states the quarterly average volumes will be "based on the total number of quarters from the Effective Date (as defined in Section II below) of this contract *divided by* the total number of Contract Packages." (Emphasis supplied.) *Id.*, Attachment B at 2. Rather, it appears the quarterly average volumes should be calculated using the total number of quarters "divided into" the total number of contract packages. The Postal Service is requested

to clarify how quarterly average volumes will be calculated under the contract and, if necessary, file an amendment to the contract. The Postal Service response is due no later than August 25, 2014.

IV. ORDERING PARAGRAPHS

It is ordered:

1. The Commission establishes Docket Nos. MC2014-39 and CP2014-72 to consider the matters raised in each docket.
2. Pursuant to 39 U.S.C. 505, Curtis Kidd is appointed to serve as an officer of the Commission to represent the interests of the general public in these proceedings (Public Representative).
3. The Postal Service's response to the request for supplemental information as described in the body of this Notice is due no later than August 25, 2014.
4. Comments are due no later than August 27, 2014.
5. The Secretary shall arrange for publication of this Order in the *Federal Register*.

By the Commission.

Shoshana M. Grove
Secretary